

NEW-YORK DAILY TRIBUNE, FRIDAY, JUNE 18, 1875.—TRIPLE SHEET.

THE COURTS.

NEW SUIT AGAINST THE ERIE RAILWAY.
PROCEDURES BY THE FARMERS' LOAN AND TRUST COMPANY FOR THE FORECLOSURE OF THE CONSOLIDATED MORTGAGES.

The complaint of the Farmers' Loan and Trust Company against the Erie Railway Company and the trustees of the fifth Erie mortgage will be filed to-day with the County Clerk. The suit is brought, as stated in THE TRIBUNE of Wednesday, to foreclose the two consolidated mortgages dated Sept. 1, 1870, and Feb. 4, 1874, of both of which the plaintiffs in the suit are trustees. The complaint gives a brief history of the Erie Railroad from its establishment under that name in 1832, to its foreclosure and change of name to the Erie Railway Company in 1860. It states that there are outstanding on the first four mortgages, \$12,446,000 on bonds at seven per cent, but that there has been no default on the interest on them as yet. On the fifth mortgage there is outstanding \$709,000, on which default was made June 1, and on which C. Bancroft Davis, one of the trustees of that mortgage, has, as already reported, begun a foreclosure.

The complaint then sets out the two consolidated mortgages on which it is based. The first is dated September, 1870, and the full text of the mortgage is appended to the complaint. It covers the original road from Piermont to Dunkirk, built by the old Company, 42 miles of which are in Pennsylvania; the Jersey City branch, originally leased, but now a part of the main road, over which the main line to Dunkirk is 458 97/100 miles. The leases and leasehold interests of other lines, making the total line 877 1/2 miles, are also included. The original road is small, while the claim of the plaintiff is comparatively large, and there is doubt of the right of the trustee to make the appropriate part of the stock available.

At the trial, Patrick Monahan, for the defendant, argued that the action was brought for an attempt at grand larceny, received a similar sentence.

John Van Buren, for an assault with intent to steal, was sentenced to the Penitentiary for one year.

John Kenny, for an attempt at burglary, received a sentence of one year in State Prison.

John H. Schindler, for an attempt at grand larceny, received a sentence of one year in State Prison.

claim that they bought them honestly from one Landers, who had acquired a good title from Lagrave. The case is still on.

CRIMINAL NOTES.

At the Jefferson Market Police Court yesterday morning a large number of prisoners and officers were kept waiting for several hours, owing to the fact that the court was sitting in the Court of Special Sessions.

William Masterson, charged with making counterfeit money, was held yesterday in \$1,000 bail by Commissioner Shields. In the United States Circuit Court of Appeals of Wednesday, to foreclose the two consolidated mortgages dated Sept. 1, 1870, and Feb. 4, 1874, of both of which the plaintiffs in the suit are trustees. The complaint gives a brief history of the Erie Railroad from its establishment under that name in 1832, to its foreclosure and change of name to the Erie Railway Company in 1860. It states that there are outstanding on the first four mortgages, \$12,446,000 on bonds at seven per cent, but that there has been no default on the interest on them as yet. On the fifth mortgage there is outstanding \$709,000, on which default was made June 1, and on which C. Bancroft Davis, one of the trustees of that mortgage, has, as already reported, begun a foreclosure.

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DECISIONS—JUNE 17.

Supreme Court—Chambers Bay By Judge Brady.—A new cause of action is opened upon further examination of this case and further reflection upon the better disposition to be made of it. I have determined to postpone the trial of the cause, and to make the appropriate part of the stock available.

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Special Term—By Judge Deane.—Snodgrass agt. Krenkel, for Plaintiff in Error.

Superior Court—Special Term—By Chief-Judge Morris—Robertson agt. Atlantic Mut. Life Ins. Co.—Case and exceptions on file.

Common Pleas—Special Term—By Judge Robinson.—Voss agt. Hillier, Case and assignments set-aside.

CALENDARS—THIS DAY.

SUPERIOR COURT—CHAMBERS BAY. 292. Moore agt. Sanford, &c. (No. 3). 332. Malone agt. The Doctor, &c. of Trinity Ch. 340. Mann agt. William H. Davis, &c. 341. Pease agt. Dr. Pease, &c. Diers. 350. Bradley, agt. Christensen, &c. 351. Hartman, agt. Dr. Wood. 352. Moore agt. Sanford, &c. 353. Weller agt. Abraham. 357. Waterbury and The Society of Tammany. (No. 2).

TRIAL COURT—DONOHUE. 292. Moore agt. Sanford, &c. (No. 3). 332. Malone agt. The Doctor, &c. of Trinity Ch. 340. Mann agt. William H. Davis, &c. 341. Pease agt. Dr. Pease, &c. Diers. 350. Bradley, agt. Christensen, &c. 351. Hartman, agt. Dr. Wood. 352. Moore agt. Sanford, &c. 353. Weller agt. Abraham. 357. Waterbury and The Society of Tammany. (No. 2).

TRIAL COURT—DODGE. 292. Moore agt. Sanford, &c. (No. 3). 332. Malone agt. The Doctor, &c. of Trinity Ch. 340. Mann agt. William H. Davis, &c. 341. Pease agt. Dr. Pease, &c. Diers. 350. Bradley, agt. Christensen, &c. 351. Hartman, agt. Dr. Wood. 352. Moore agt. Sanford, &c. 353. Weller agt. Abraham. 357. Waterbury and The Society of Tammany. (No. 2).

TRIAL COURT—FARNHAM. 292. Moore agt. Sanford, &c. (No. 3). 332. Malone agt. The Doctor, &c. of Trinity Ch. 340. Mann agt. William H. Davis, &c. 341. Pease agt. Dr. Pease, &c. Diers. 350. Bradley, agt. Christensen, &c. 351. Hartman, agt. Dr. Wood. 352. Moore agt. Sanford, &c. 353. Weller agt. Abraham. 357. Waterbury and The Society of Tammany. (No. 2).

TRIAL COURT—HORNELL. 292. Moore agt. Sanford, &c. (No. 3). 332. Malone agt. The Doctor, &c. of Trinity Ch. 340. Mann agt. William H. Davis, &c. 341. Pease agt. Dr. Pease, &c. Diers. 350. Bradley, agt. Christensen, &c. 351. Hartman, agt. Dr. Wood. 352. Moore agt. Sanford, &c. 353. Weller agt. Abraham. 357. Waterbury and The Society of Tammany. (No. 2).

TRIAL COURT—JORDAN. 292. Moore agt. Sanford, &c. (No. 3). 332. Malone agt. The Doctor, &c. of Trinity Ch. 340. Mann agt. William H. Davis, &c. 341. Pease agt. Dr. Pease, &c. Diers. 350. Bradley, agt. Christensen, &c. 351. Hartman, agt. Dr. Wood. 352. Moore agt. Sanford, &c. 353. Weller agt. Abraham. 357. Waterbury and The Society of Tammany. (No. 2).

TRIAL COURT—KELLY. 292. Moore agt. Sanford, &c. (No. 3). 332. Malone agt. The Doctor, &c. of Trinity Ch. 340. Mann agt. William H. Davis, &c. 341. Pease agt. Dr. Pease, &c. Diers. 350. Bradley, agt. Christensen, &c. 351. Hartman, agt. Dr. Wood. 352. Moore agt. Sanford, &c. 353. Weller agt. Abraham. 357. Waterbury and The Society of Tammany. (No. 2).

TRIAL COURT—LAWRENCE. 292. Moore agt. Sanford, &c. (No. 3). 332. Malone agt. The Doctor, &c. of Trinity Ch. 340. Mann agt. William H. Davis, &c. 341. Pease agt. Dr. Pease, &c. Diers. 350. Bradley, agt. Christensen, &c. 351. Hartman, agt. Dr. Wood. 352. Moore agt. Sanford, &c. 353. Weller agt. Abraham. 357. Waterbury and The Society of Tammany. (No. 2).

TRIAL COURT—MORSE. 292. Moore agt. Sanford, &c. (No. 3). 332. Malone agt. The Doctor, &c. of Trinity Ch. 340. Mann agt. William H. Davis, &c. 341. Pease agt. Dr. Pease, &c. Diers. 350. Bradley, agt. Christensen, &c. 351. Hartman, agt. Dr. Wood. 352. Moore agt. Sanford, &c. 353. Weller agt. Abraham. 357. Waterbury and The Society of Tammany. (No. 2).

TRIAL COURT—PEPPER. 292. Moore agt. Sanford, &c. (No. 3). 332. Malone agt. The Doctor, &c. of Trinity Ch. 340. Mann agt. William H. Davis, &c. 341. Pease agt. Dr. Pease, &c. Diers. 350. Bradley, agt. Christensen, &c. 351. Hartman, agt. Dr. Wood. 352. Moore agt. Sanford, &c. 353. Weller agt. Abraham. 357. Waterbury and The Society of Tammany. (No. 2).

TRIAL COURT—ROBERTSON. 292. Moore agt. Sanford, &c. (No. 3). 332. Malone agt. The Doctor, &c. of Trinity Ch. 340. Mann agt. William H. Davis, &c. 341. Pease agt. Dr. Pease, &c. Diers. 350. Bradley, agt. Christensen, &c. 351. Hartman, agt. Dr. Wood. 352. Moore agt. Sanford, &c. 353. Weller agt. Abraham. 357. Waterbury and The Society of Tammany. (No. 2).

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